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CHRISTOPHER J. MCDONALD, ESQ.
RUSS, AUGUST, KABAT & KENT
SUITE 522
2361 JEFFERSON DAVIS HIGHWAY
ARLINGTON, VA 22202

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OFFICE OF PETITIONS

In re Application of
Smith, Scott Carl
Application No. 09/977,370
Filed: October 16, 2001
Attorney Docket No. A-7600

ON PETITION

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed February 27, 2004, to revive the above-identified application.

The petition is **granted**.

This application became abandoned for failure to timely reply within three months to the final Office action mailed August 12, 2003. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, this application became abandoned on November 13, 2003.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b).

The Notice of Appeal filed February 27, 2004, has been entered and made of record. Accordingly, the 2-month period for filing the appeal brief, in triplicate, accompanied by the fee required by law, runs from the date of this decision.

The file is now being forwarded to Technology Center 2800 for further processing.

Telephone inquiries should be directed to the undersigned at (703) 306-0482.

Liana Chase
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy